

<p style="text-align: center;"><b>CHAPTER 30</b></p> <p style="text-align: center;"><b>MOTIONS FOR EXTENSION OF TIME IN APPEALS</b></p> <p style="text-align: center;">Appellate Rules 10(E) and 11(C)</p>	<p>CONTACT:  <b>Greg Pachmayr</b>  <b>Marie Schelonka</b>  <a href="mailto:clerk@courts.IN.gov">clerk@courts.IN.gov</a>  Statehouse, Room 216  Indianapolis, IN 46204  Main: 317-232-1931</p>
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### **Verified Motion for Extension of Time to Assemble Clerk's Record**

The trial court clerk may ask the appellate court for an extension of time to assemble the Clerk's Record.

Extensions of time:

- Are not permitted in Expedited Appeals brought by the Division of Child Services under Ind. [Appellate Rule 14.1](#) regarding juvenile placement or services, or termination of parental rights under [Ind. Appellate Rule 35\(C\)](#).
- Are granted only in extraordinary circumstances in appeals in worker's compensation, issues of child custody, support, visitation, paternity, adoption, and determination that a child is in need of services.
- Severe restrictions can occur in appeals under Ind. [Appellate Rule 62](#) involving waiver of parental consent to abortion.

This motion should substantially follow [Form App. R. 10-3](#), and can also be found in the Sample Forms at the back of the Indiana Rules of Appellate Procedure and on the web.

When completing and filing a Verified Motion for Extension of Time to Assemble Clerk's Record, remember:

- The rules require an original and one copy (two in total);
- The rules require the motion be double-spaced;
- Be sure to serve the parties;
- The certificate of service must specifically list the parties served by name, specify the method of service and the date of service, and
- Be sure to file your Motion for Extension of Time **at least seven days before the deadline.**

## Verified Motion for Extension of Time to File Transcript

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The court reporter may ask the Court on Appeal for an extension of time to file the transcript with the trial court clerk. This motion should substantially follow [Form App. R. 11-2](#), and can also be found in the Sample Forms at the back of the Indiana Rules of Appellate Procedure and on the web.

When completing and filing a Motion for Extension of Time to File Transcript, remember:

- In interlocutory appeals and appeals involving worker's compensation, child custody, support, visitation, paternity, adoption, and determination that a child is in need of services, motions for extension of time are granted only in extraordinary circumstances. Extensions of time are not granted in cases involving termination of parental rights. [Ind. Appellate Rule 35](#).
- The rules require an original and one copy (two in total);
- The rules require the motion be double-spaced;
- Be sure to serve the parties;
- The certificate of service must specifically list the parties served by name, specify the method of service and the date of service, and
- Be sure to file your Motion for Extension of Time **at least seven days before the deadline**.

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